

SENATE SUBSTITUTE  
FOR  
SENATE COMMITTEE SUBSTITUTE  
FOR  
HOUSE COMMITTEE SUBSTITUTE  
FOR  
HOUSE BILL NO. 1498

AN ACT

To repeal sections 311.087, 311.089, 311.090, 311.093, 311.097, 311.098, 311.102, 311.104, 311.174, 311.176, 311.178, 311.196, 311.273, 311.293, 311.481, 311.485, and 311.486, RSMo, and to enact in lieu thereof eleven new sections relating to sales of intoxicating liquor.

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BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF MISSOURI,  
AS FOLLOWS:

1       Section A. Sections 311.087, 311.089, 311.090, 311.093,  
2       311.097, 311.098, 311.102, 311.104, 311.174, 311.176, 311.178,  
3       311.196, 311.273, 311.293, 311.481, 311.485, and 311.486, RSMo,  
4       are repealed and eleven new sections enacted in lieu thereof, to  
5       be known as sections 311.089, 311.090, 311.174, 311.176, 311.178,  
6       311.179, 311.196, 311.205, 311.293, 311.485, and 311.486, to read  
7       as follows:

8       311.089. Any establishment possessing or qualifying for a  
9       license to sell intoxicating liquor by the drink at retail in any  
10      city not within a county, any home rule city with more than four  
11      hundred thousand inhabitants and located in more than one county  
12      and if such establishment is also located in a resort area,  
13      convention trade area, or enterprise zone area, the establishment

1 may apply for a Sunday by-the-drink license between the hours of  
2 9:00 a.m. and midnight on Sunday. [The business establishment's  
3 annual gross receipts for the year immediately preceding the  
4 application for the Sunday by-the-drink license shall not have  
5 been less than one hundred fifty thousand dollars of which at  
6 least sixty thousand dollars of such gross receipts is in  
7 nonalcoholic sales. Any new licensee possessing a license to  
8 sell intoxicating liquor by the drink at retail may apply for a  
9 temporary Sunday by-the-drink license and shall show a projection  
10 of annual gross receipts of not less than one hundred fifty  
11 thousand dollars of which at least sixty thousand dollars of such  
12 gross receipts is in nonalcoholic sales.] The license fee for  
13 such Sunday by-the-drink license shall be six hundred dollars per  
14 year. The license fee shall be prorated for the period of the  
15 license based on the cost of the annual license for the  
16 establishment.

17 311.090. 1. Any person who possesses the qualifications  
18 required by this chapter, and who meets the requirements of and  
19 complies with the provisions of this chapter, and the ordinances,  
20 rules and regulations of the incorporated city in which such  
21 licensee proposes to operate his business, may apply for, and the  
22 supervisor of [liquor] alcohol and tobacco control may issue, a  
23 license to sell intoxicating liquor, as defined in this chapter,  
24 by the drink at retail for consumption on the premises described  
25 in the application; provided, that no license shall be issued for  
26 the sale of intoxicating liquor, other than malt liquor  
27 containing alcohol not in excess of five percent by weight, and  
28 light wines containing not in excess of fourteen percent of

1 alcohol by weight made exclusively from grapes, berries and other  
2 fruits and vegetables, by the drink at retail for consumption on  
3 the premises where sold to any person other than a charitable,  
4 fraternal, religious, service or veterans' organization which has  
5 obtained an exemption from the payment of federal income taxes as  
6 provided in section 501(c)(3), 501(c)(4), 501(c)(5), 501(c)(7),  
7 501(c)(8), 501(c)(10), 501(c)(19), or 501(d) of the United States  
8 Internal Revenue Code of 1954, as amended, in any incorporated  
9 city having a population of less than nineteen thousand five  
10 hundred inhabitants, until the sale of such intoxicating liquor,  
11 by the drink at retail for consumption on the premises where  
12 sold, shall have been authorized by a vote of the majority of the  
13 qualified voters of the city. Such authority shall be determined  
14 by an election to be held in those cities having a population of  
15 less than nineteen thousand five hundred inhabitants as  
16 determined by the last preceding federal decennial census, under  
17 the provisions and methods set out in this chapter. Once such  
18 licenses are issued in a city with a population of at least  
19 nineteen thousand five hundred inhabitants, any subsequent loss  
20 of population shall not require the qualified voters of such a  
21 city to approve the sale of such intoxicating liquor prior to the  
22 issuance or renewal of such licenses. No license shall be issued  
23 for the sale of intoxicating liquor, other than malt liquor  
24 containing alcohol not in excess of five percent by weight, and  
25 light wines containing not in excess of fourteen percent of  
26 alcohol by weight made exclusively from grapes, berries and other  
27 fruits and vegetables, by the drink at retail for consumption on  
28 the premises where sold, outside the limits of such incorporated

1 cities unless the licensee is a charitable, fraternal, religious,  
2 service or veterans' organization which has obtained an exemption  
3 from the payment of federal income taxes as provided in section  
4 501(c)(3), 501(c)(4), 501(c)(5), 501(c)(7), 501(c)(8),  
5 501(c)(10), 501(c)(19), or 501(d) of the United States Internal  
6 Revenue Code of 1954, as amended.

7 2. [Notwithstanding any other provisions of this chapter to  
8 the contrary, any charitable, fraternal, religious, service or  
9 veterans' organization which has obtained an exemption from the  
10 payment of federal income taxes as provided in section 501(c)(3),  
11 501(c)(4), 501(c)(5), 501(c)(7), 501(c)(8), 501(c)(10),  
12 501(c)(19), or 501(d) of the United States Internal Revenue Code  
13 of 1954, as amended, may apply for, and the supervisor of liquor  
14 control may issue, a license to sell intoxicating liquor, as  
15 defined in this chapter, between the hours of 9:00 a.m. on Sunday  
16 and midnight on Sunday by the drink at retail for consumption on  
17 the premises described in the application. The authority for the  
18 collection of fees by cities and counties as provided in section  
19 311.220, and all other laws and regulations of the state relating  
20 to the sale of liquor by the drink for consumption on the  
21 premises where sold, shall apply to organizations licensed under  
22 this subsection in the same manner as they apply to  
23 establishments licensed under subsection 1 of this section and  
24 sections 311.085 and 311.095. In addition to all other fees  
25 required by law, an organization licensed under this section  
26 shall pay an additional fee of two hundred dollars a year payable  
27 at the same time and in the same manner as its other license  
28 fees. 3.] If any charitable, fraternal, religious, service,

1 or veterans' organization has a license to sell intoxicating  
2 liquor on its premises pursuant to this section and such premises  
3 includes two or more buildings in close proximity, such permit  
4 shall be valid for the sale of intoxicating liquor at any such  
5 building.

6 311.174. 1. Any person possessing the qualifications and  
7 meeting the requirements of this chapter who is licensed to sell  
8 intoxicating liquor by the drink at retail for consumption on the  
9 premises in a city with a population of at least four thousand  
10 inhabitants which borders the Missouri River and also borders a  
11 city with a population of over three hundred thousand inhabitants  
12 located in at least three counties, in a city with a population  
13 of over three hundred thousand which is located in whole or in  
14 part within a first class county having a charter form of  
15 government or in a first class county having a charter form of  
16 government which contains all or part of a city with a population  
17 of over three hundred thousand inhabitants, may apply to the  
18 supervisor of ~~[liquor]~~ alcohol and tobacco control for a special  
19 permit to remain open on each day of the week until 3:00 a.m. of  
20 the morning of the following day; except that, an entity exempt  
21 from federal income taxes under Section 501(c)(7) of the Internal  
22 Revenue Code of 1986, as amended, and located in a building  
23 designated as a National Historic Landmark by the United States  
24 Department of the Interior may apply for a license to remain open  
25 until 6:00 a.m. of the following day. The time of opening on  
26 Sunday may be ~~[11:00]~~ 9:00 a.m. The provisions of this section  
27 and not those of section 311.097 regarding the time of closing  
28 shall apply to the sale of intoxicating liquor by the drink at

1 retail for consumption on the premises on Sunday. When the  
2 premises of such an applicant is located in a city as defined in  
3 this section, then the premises must be located in an area which  
4 has been designated as a convention trade area by the governing  
5 body of the city. When the premises of such an applicant is  
6 located in a county as defined in this section, then the premises  
7 must be located in an area which has been designated as a  
8 convention trade area by the governing body of the county.

9 2. An applicant granted a special permit under this section  
10 shall in addition to all other fees required by this chapter pay  
11 an additional fee of three hundred dollars a year payable at the  
12 time and in the same manner as its other license fees.

13 3. The provisions of this section allowing for extended  
14 hours of business shall not apply in any incorporated area wholly  
15 located in any first class county having a charter form of  
16 government which contains all or part of a city with a population  
17 of over three hundred thousand inhabitants until the governing  
18 body of such incorporated area shall have by ordinance or order  
19 adopted the extended hours authorized by this section.

20 311.176. 1. Any person possessing the qualifications and  
21 meeting the requirements of this chapter who is licensed to sell  
22 intoxicating liquor by the drink at retail for consumption on the  
23 premises in a city not located within a county, may apply to the  
24 supervisor of ~~[liquor]~~ alcohol and tobacco control for a special  
25 permit to remain open on each day of the week until 3:00 a.m. of  
26 the morning of the following day. The time of opening on Sunday  
27 may be ~~[8:00]~~ 9:00 a.m. The provisions of this section and not  
28 those of section 311.097 regarding the time of closing shall

1 apply to the sale of intoxicating liquor by the drink at retail  
2 for consumption on the premises on Sunday. To qualify for such a  
3 permit, the premises of such an applicant must be located in an  
4 area which has been designated as a convention trade area by the  
5 governing body of the city and the applicant must meet at least  
6 one of the following conditions:

7 (1) The business establishment's annual gross sales for the  
8 year immediately preceding the application for extended hours  
9 equals one hundred fifty thousand dollars or more; or

10 (2) The business is a resort. For purposes of this  
11 section, a "resort" is defined as any establishment having at  
12 least sixty rooms for the overnight accommodation of transient  
13 guests and having a restaurant located on the premises.

14 2. An applicant granted a special permit pursuant to this  
15 section shall, in addition to all other fees required by this  
16 chapter, pay an additional fee of three hundred dollars a year  
17 payable at the time and in the same manner as its other license  
18 fees.

19 311.178. 1. Any person possessing the qualifications and  
20 meeting the requirements of this chapter who is licensed to sell  
21 intoxicating liquor by the drink at retail for consumption on the  
22 premises in a county of the first classification having a charter  
23 form of government and not containing all or part of a city with  
24 a population of over three hundred thousand may apply to the  
25 supervisor of ~~[liquor]~~ alcohol and tobacco control for a special  
26 permit to remain open on each day of the week until 3:00 a.m. of  
27 the morning of the following day. The time of opening on Sunday  
28 may be ~~[11:00]~~ 9:00 a.m. The provisions of this section and not

those of section 311.097 regarding the time of closing shall apply to the sale of intoxicating liquor by the drink at retail for consumption on the premises on Sunday. The premises of such an applicant shall be located in an area which has been designated as a convention trade area by the governing body of the county and the applicant shall meet at least one of the following conditions:

(1) The business establishment's annual gross sales for the year immediately preceding the application for extended hours equals one hundred fifty thousand dollars or more; or

(2) The business is a resort. For purposes of this subsection, a "resort" is defined as any establishment having at least sixty rooms for the overnight accommodation of transient guests and having a restaurant located on the premises.

2. Any person possessing the qualifications and meeting the requirements of this chapter who is licensed to sell intoxicating liquor by the drink at retail for consumption on the premises in a county of the third classification without a township form of government having a population of more than twenty-three thousand five hundred but less than twenty-three thousand six hundred inhabitants, a county of the third classification without a township form of government having a population of more than nineteen thousand three hundred but less than nineteen thousand four hundred inhabitants or a county of the first classification without a charter form of government with a population of at least thirty-seven thousand inhabitants but not more than thirty-seven thousand one hundred inhabitants may apply to the supervisor of ~~[liquor]~~ alcohol and tobacco control for a special



1 permit to remain open on each day of the week until 3:00 a.m. of  
2 the morning of the following day. The time of opening on Sunday  
3 may be ~~[11:00]~~ 9:00 a.m. The provisions of this section and not  
4 those of section 311.097 regarding the time of closing shall  
5 apply to the sale of intoxicating liquor by the drink at retail  
6 for consumption on the premises on Sunday. The applicant shall  
7 meet all of the following conditions:

8 (1) The business establishment's annual gross sales for the  
9 year immediately preceding the application for extended hours  
10 equals one hundred thousand dollars or more;

11 (2) The business is a resort. For purposes of this  
12 subsection, a "resort" is defined as any establishment having at  
13 least seventy-five rooms for the overnight accommodation of  
14 transient guests, having at least three thousand square feet of  
15 meeting space and having a restaurant located on the premises;  
16 and

17 (3) The applicant shall develop, and if granted a special  
18 permit shall implement, a plan ensuring that between the hours of  
19 1:30 a.m. and 3:00 a.m. no sale of intoxicating liquor shall be  
20 made except to guests with overnight accommodations at the  
21 licensee's resort. The plan shall be subject to approval by the  
22 supervisor of ~~[liquor]~~ alcohol and tobacco control and shall  
23 provide a practical method for the division of ~~[liquor]~~ alcohol  
24 and tobacco control and other law enforcement agencies to enforce  
25 the provisions of subsection 3 of this section.

26 3. While open between the hours of 1:30 a.m. and 3:00 a.m.  
27 under a special permit issued pursuant to subsection 2 of this  
28 section, it shall be unlawful for a licensee or any employee of a

1 licensee to sell intoxicating liquor to or permit the consumption  
2 of intoxicating liquor by any person except a guest with  
3 overnight accommodations at the licensee's resort.

4 4. An applicant granted a special permit pursuant to this  
5 section shall, in addition to all other fees required by this  
6 chapter, pay an additional fee of three hundred dollars a year  
7 payable at the time and in the same manner as its other license  
8 fees.

9 5. The provisions of this section allowing for extended  
10 hours of business shall not apply in any incorporated area wholly  
11 located in any county of the first classification having a  
12 charter form of government which does not contain all or part of  
13 a city with a population of over three hundred thousand  
14 inhabitants until the governing body of such incorporated area  
15 shall have by ordinance or order adopted the extended hours  
16 authorized by this section.

17 311.179. 1. Any person possessing the qualifications and  
18 meeting the requirements of this chapter who is licensed to sell  
19 intoxicating liquor by the drink at retail in an international  
20 airport located in a county with a charter form of government and  
21 with more than nine hundred fifty thousand inhabitants may apply  
22 to the supervisor of liquor control for a special permit. The  
23 permit shall allow the premises located in the international  
24 airport in such county to open at 4 a.m. and sell intoxicating  
25 liquor by the drink at retail for consumption on the premises  
26 where sold. The provisions of this section and not those of  
27 section 311.097 regarding the time of opening shall apply to the  
28 sale of intoxicating liquor by the drink at retail for

1 consumption on the premises where sold on Sunday.

2 2. An applicant granted a special permit pursuant to this  
3 section shall, in addition to all other fees required by this  
4 chapter, pay an additional fee of three hundred dollars a year  
5 payable at the time and in the same manner as its other license  
6 fees.

7 311.196. Notwithstanding any other provision of law to the  
8 contrary, any restaurant bar without an on-site brewery that  
9 serves ~~[forty-five]~~ twenty or more different types of draft beer  
10 may sell thirty-two fluid ounces or more of such beer to  
11 customers for consumption off the premises of such bar or tavern.  
12 As used in this section, the term "restaurant bar" means any  
13 establishment having a restaurant or similar facility on the  
14 premises at least fifty percent of the gross income of which is  
15 derived from the sale of prepared meals or food consumed on such  
16 premises.

17 311.205. 1. Any person licensed to sell liquor at retail  
18 by the drink for consumption on the premises where sold may use a  
19 table tap dispensing system to allow patrons of the licensee to  
20 dispense beer at a table. Before a patron may dispense beer, an  
21 employee of the licensee must first authorize an amount of beer,  
22 not to exceed thirty-two ounces per patron per authorization, to  
23 be dispensed by the table tap dispensing system.

24 2. No provision of law or rule or regulation of the  
25 supervisor shall be interpreted to allow any wholesaler,  
26 distributor, or manufacturer of intoxicating liquor to furnish  
27 table tap dispensing or cooling equipment or provide services for  
28 the maintenance, sanitation, or repair of table tap dispensing

1 systems.

2       311.293. 1. [Notwithstanding the provisions of any law to  
3 the contrary,] Except for any establishment that may apply for a  
4 license under section 311.089, any person possessing the  
5 qualifications and meeting the requirements of this chapter, who  
6 is licensed to sell intoxicating liquor [in the original package]  
7 at retail [pursuant to section 311.200], may apply to the  
8 supervisor of alcohol and tobacco control for a special license  
9 to sell intoxicating liquor [in the original package] at retail  
10 between the hours of 9:00 a.m. and midnight on Sundays. A  
11 licensee under this section shall pay to the director of revenue  
12 an additional fee of two hundred dollars a year payable at the  
13 same time and in the same manner as its other license fees.

14       2. In addition to any fee collected pursuant to section  
15 311.220, a city or county may charge and collect an additional  
16 fee not to exceed three hundred dollars from any licensee under  
17 this section for the privilege of selling intoxicating liquor [in  
18 the original package] at retail between the hours of 9:00 a.m.  
19 and midnight on Sundays in such city or county; however the  
20 additional fee shall not exceed the fee charged by that city or  
21 county for a special license issued pursuant to any provision of  
22 this chapter which allows a licensee to sell intoxicating liquor  
23 by the drink for consumption on the premises of the licensee on  
24 Sundays.

25       3. The provisions of this section regarding the time of  
26 closing shall not apply to any person who possesses a special  
27 permit issued under section 311.174, 311.176, or 311.178.

28       311.485. 1. The supervisor of liquor control may issue a

1 temporary permit to caterers and other persons holding licenses  
2 to sell intoxicating liquor[, including intoxicating liquor in  
3 the original package,] by the drink at retail for consumption on  
4 the premises pursuant to the provisions of this chapter who  
5 furnish provisions and service for use at a particular function,  
6 occasion or event at a particular location other than the  
7 licensed premises, but not including a festival as defined in  
8 chapter 316. The temporary permit shall be effective for a  
9 period not to exceed one hundred sixty-eight consecutive hours,  
10 and shall authorize the service of alcoholic beverages at such  
11 function, occasion or event during the hours at which alcoholic  
12 beverages may lawfully be sold or served upon premises licensed  
13 to sell alcoholic beverages for on-premises consumption. For  
14 every permit issued pursuant to the provisions of this section,  
15 the permittee shall pay to the director of revenue the sum of ten  
16 dollars for each calendar day, or fraction thereof, for which the  
17 permit is issued.

18 2. Except as provided in subsection 3 of this section, all  
19 provisions of the liquor control law and the ordinances, rules  
20 and regulations of the incorporated city, or the unincorporated  
21 area of any county, in which is located the premises in which  
22 such function, occasion or event is held shall extend to such  
23 premises and shall be in force and enforceable during all the  
24 time that the permittee, its agents, servants, employees, or  
25 stock are in such premises. This temporary permit shall allow  
26 the sale of intoxicating liquor in the original package.

27 3. Notwithstanding any other law to the contrary, any  
28 caterer who possesses a valid state and valid local liquor

1 license may deliver alcoholic beverages in the course of his or  
2 her catering business. A caterer who possesses a valid state and  
3 valid local liquor license need not obtain a separate license for  
4 each city the caterer delivers in, so long as such city permits  
5 any caterer to deliver alcoholic beverages within the city.

6 4. To assure and control product quality, wholesalers may,  
7 but shall not be required to, give a retailer credit for  
8 intoxicating liquor with an alcohol content of less than five  
9 percent by weight delivered and invoiced under the catering  
10 permit number, but not used, if the wholesaler removes the  
11 product within seventy-two hours of the expiration of the  
12 catering permit issued pursuant to this section.

13 311.486. 1. The supervisor of alcohol and tobacco control  
14 may issue a special license to caterers and other persons holding  
15 licenses to sell intoxicating liquor[, including intoxicating  
16 liquor in the original package,] by the drink at retail for  
17 consumption on the premises pursuant to the provisions of this  
18 chapter who furnish provisions and service for use at a  
19 particular function, occasion, or event at a particular location  
20 other than the licensed premises, but not including a festival as  
21 defined in chapter 316. The special license shall be effective  
22 for a maximum of fifty days during any year, and shall authorize  
23 the service of alcoholic beverages at such function, occasion, or  
24 event during the hours at which alcoholic beverages may lawfully  
25 be sold or served upon premises licensed to sell alcoholic  
26 beverages for on-premises consumption. For every special license  
27 issued pursuant to the provisions of this subsection, the  
28 licensee shall pay to the director of revenue the sum of five

1 hundred dollars a year payable at the same time and in the same  
2 manner as its other license fees.

3 2. The supervisor of alcohol and tobacco control may issue  
4 a special license to caterers and other persons holding licenses  
5 to sell intoxicating liquor by the drink at retail for  
6 consumption on the premises pursuant to the provisions of this  
7 chapter who furnish provisions and service for use at a  
8 particular function, occasion, or event at a particular location  
9 other than the licensed premises, but not including a festival as  
10 defined in chapter 316. The special license shall be effective  
11 for an unlimited number of functions during the year, and shall  
12 authorize the service of alcoholic beverages at such function,  
13 occasion, or event during the hours at which alcoholic beverages  
14 may lawfully be sold or served upon premises licensed to sell  
15 alcoholic beverages for on-premises consumption. For every  
16 special license issued pursuant to the provisions of this  
17 subsection, the licensee shall pay to the director of revenue the  
18 sum of one thousand dollars a year payable at the same time and  
19 in the same manner as its other license fees.

20 3. Caterers issued a special license pursuant to  
21 subsections 1 and 2 of this section shall report to the  
22 supervisor of alcohol and tobacco control the location of each  
23 function three business days in advance. The report of each  
24 function shall include permission from the property owner and  
25 city, description of the premises, and the date or dates the  
26 function will be held.

27 4. Except as provided in subsection 5 of this section, all  
28 provisions of the liquor control law and the ordinances, rules

1 and regulations of the incorporated city, or the unincorporated  
2 area of any county, in which is located the premises in which  
3 such function, occasion, or event is held shall extend to such  
4 premises and shall be in force and enforceable during all the  
5 time that the licensee, its agents, servants, employees, or stock  
6 are in such premises. Any special license issued under this  
7 section shall allow the sale of intoxicating liquor in the  
8 original package.

9 5. Notwithstanding any other law to the contrary, any  
10 caterer who possesses a valid state and valid local liquor  
11 license may deliver alcoholic beverages, in the course of his or  
12 her catering business. A caterer who possesses a valid state and  
13 valid local liquor license need not obtain a separate license for  
14 each city the caterer delivers in, so long as such city permits  
15 any caterer to deliver alcoholic beverages within the city.

16 6. To assure and control product quality, wholesalers may,  
17 but shall not be required to, give a retailer credit for  
18 intoxicating liquor with an alcohol content of less than five  
19 percent by weight delivered and invoiced under the catering  
20 license number, but not used, if the wholesaler removes the  
21 product within seventy-two hours of the expiration of the  
22 catering function.

23 [311.087. Notwithstanding any other provisions of  
24 this chapter to the contrary, any person who possesses  
25 the qualifications required by this chapter and who  
26 meets the requirements of and complies with the  
27 provisions of this chapter may apply for, and the  
28 supervisor of alcohol and tobacco control may issue, a  
29 license to sell intoxicating liquor by the drink at  
30 retail for consumption on the premises of any wine  
31 shop, as defined in this section, between the hours of  
32 10:00 a.m. on Sunday and 10:00 p.m. on Sunday. As used  
33 in this section, the term "wine shop" means any



1 establishment that uses automated wine dispensing  
2 equipment to dispense wine tastings by the glass at  
3 retail for consumption on the premises where sold, so  
4 long as at least fifty percent of the total sales of  
5 the wine shop are from package sales. In addition to  
6 all other fees required by law, an applicant granted a  
7 special license under this section shall pay an  
8 additional fee of two hundred dollars a year payable at  
9 the time and in the same manner as its other license  
10 fees.]

11  
12 [311.093. Notwithstanding any other law to the  
13 contrary, any dance ballroom that is at least fifty  
14 years old, located in a business district of a city not  
15 within a county, with a seating capacity of at least  
16 six hundred persons, and with a dance floor of at least  
17 four thousand eight hundred square feet may apply to  
18 the supervisor of liquor control for a special license  
19 to sell intoxicating liquor by the drink at retail on  
20 the premises between the hours of 11:00 a.m. and  
21 midnight on Sundays. In addition to all other fees  
22 required by law, an applicant granted a special license  
23 under this section shall pay an additional fee of two  
24 hundred dollars a year payable at the time and in the  
25 same manner as its other license fees.]

26  
27 [311.097. 1. Notwithstanding any other  
28 provisions of this chapter to the contrary, any person  
29 who possesses the qualifications required by this  
30 chapter, and who now or hereafter meets the  
31 requirements of and complies with the provisions of  
32 this chapter, may apply for, and the supervisor of  
33 control may issue, a license to sell intoxicating  
34 liquor, as in this chapter defined, between the hours  
35 of 9:00 a.m. on Sunday and midnight on Sunday by the  
36 drink at retail for consumption on the premises of any  
37 restaurant bar as described in the application or on  
38 the premises of any establishment having at least forty  
39 rooms for the overnight accommodations of transient  
40 guests. As used in this section, the term "restaurant  
41 bar" means any establishment having a restaurant or  
42 similar facility on the premises at least fifty percent  
43 of the gross income of which is derived from the sale  
44 of prepared meals or food consumed on such premises or  
45 which has an annual gross income of at least two  
46 hundred thousand dollars from the sale of prepared  
47 meals or food consumed on such premises.

48 2. The authority for the collection of fees by  
49 cities and counties as provided in section 311.220, and  
50 all other laws and regulations of the state relating to  
51 the sale of liquor by the drink for consumption on the

premises where sold, shall apply to a restaurant bar or on the premises of any establishment having at least forty rooms for the overnight accommodations of transient guests in the same manner as they apply to establishments licensed under sections 311.085, 311.090 and 311.095, and in addition to all other fees required by law, a restaurant bar or on the premises of any establishment having at least forty rooms for the overnight accommodations of transient guests shall pay an additional fee of two hundred dollars a year payable at the same time and in the same manner as its other license fees.

3. Any new restaurant bar having been in operation for less than ninety days may be issued a temporary license to sell intoxicating liquor by the drink at retail for consumption on the premises between the hours of 9:00 a.m. and midnight on Sunday for a period not to exceed ninety days if the restaurant bar can show a projection of annual business from prepared meals or food consumed on the premises of at least fifty percent of the total gross income of the restaurant bar for the year or can show a projection of annual business from prepared meals or food consumed on the premises which would exceed not less than two hundred thousand dollars. The license fee shall be prorated for the period of the temporary license based on the cost of the annual license for the establishment.

4. In counties of the first class having a charter form of government and which contain all or a part of a city having a population of at least three hundred fifty thousand, any restaurant bar licensed under the provisions of this section which is located on the grounds of a sports stadium primarily used for professional sporting events may sell intoxicating liquor by the drink at retail for consumption within the premises of the restaurant bar on Sunday between the hours of 8:00 a.m. and 12:00 midnight notwithstanding the hours of limitation set forth in subsection 1 of this section.

5. The provisions of this section regarding the time of closing shall not apply to any person who possesses a special permit issued under section 311.174, 311.176, or 311.178.]

[311.098. 1. Notwithstanding any other provisions of this chapter to the contrary, any person who possesses the qualifications required by this chapter, and who now or hereafter meets the requirements of and complies with the provisions of this chapter, may apply for, and the supervisor of

1 alcohol and tobacco control may issue, a license to  
2 sell intoxicating liquor, as defined in this chapter,  
3 between the hours of 9:00 a.m. and midnight on Sunday  
4 by the drink at retail for consumption on the premises  
5 of any amusement place as described in the application.  
6 As used in this section the term "amusement place"  
7 means any establishment whose business building  
8 contains a square footage of at least six thousand  
9 square feet, and where games of skill commonly known as  
10 billiards, volleyball, indoor golf, bowling or soccer  
11 are usually played, or has a dance floor of at least  
12 two thousand five hundred square feet, or any outdoor  
13 golf course with a minimum of nine holes, and which has  
14 annual gross receipts of at least one hundred thousand  
15 dollars of which at least fifty thousand dollars of  
16 such gross receipts is in nonalcoholic sales.

17 2. The authority for the collection of fees by  
18 cities and counties as provided in section 311.220, and  
19 all other laws and regulations of the state relating to  
20 the sale of liquor by the drink for consumption on the  
21 premises where sold, shall apply to an amusement place  
22 in the same manner as they apply to establishments  
23 licensed under sections 311.085, 311.090 and 311.095,  
24 and in addition to all other fees required by law, an  
25 amusement place shall pay an additional fee of two  
26 hundred dollars a year payable at the same time and in  
27 the same manner as its other fees.

28 3. Any new amusement place having been in  
29 operation for less than ninety days may be issued a  
30 temporary license to sell intoxicating liquor by the  
31 drink at retail for consumption on the premises between  
32 the hours of 9:00 a.m. and midnight on Sunday for a  
33 period not to exceed ninety days if the amusement place  
34 can show a projection of gross receipts of at least one  
35 hundred thousand dollars of which at least fifty  
36 thousand dollars of such gross receipts are in  
37 nonalcoholic sales for the first year of operation.  
38 The license fee shall be prorated for the period of the  
39 temporary license based on the cost of the annual  
40 license for the establishment.]

41  
42 [311.102. 1. Notwithstanding any other  
43 provisions of this chapter to the contrary, any person  
44 who possesses the qualifications required by this  
45 chapter, and who meets the requirements of and complies  
46 with the provisions of this chapter may apply for, and  
47 the supervisor of alcohol and tobacco control may  
48 issue, a license to sell intoxicating liquor by the  
49 drink at retail for consumption on the premises of any  
50 place of entertainment, as defined in this section,  
51 between the hours of 9:00 a.m. on Sunday and midnight

1 on Sunday. As used in this section, the term "place of  
2 entertainment" means any establishment located in a  
3 city not within a county or in a county of the first  
4 classification having a charter form of government with  
5 a population of at least nine hundred thousand or more  
6 inhabitants or in a county of the first classification  
7 having a charter form of government containing any  
8 portion of a city with a population of three hundred  
9 eighty thousand or more or in any city with a  
10 population of three hundred eighty thousand or more  
11 which is located in more than one county which has  
12 gross annual sales in excess of two hundred fifty  
13 thousand dollars and the establishment has been in  
14 operation for at least one year.

15 2. The authority for the collection of fees by  
16 cities and counties as provided in section 311.220, and  
17 all other laws and regulations of the state relating to  
18 the sale of liquor by the drink for consumption on the  
19 premises where sold, shall apply to a place of  
20 entertainment in the same manner as they apply to  
21 establishments licensed pursuant to sections 311.085,  
22 311.090, and 311.095, and in addition to all other fees  
23 required by law, a place of entertainment shall pay an  
24 additional fee of two hundred dollars a year payable at  
25 the same time and in the same manner as its other  
26 license fees.]  
27

28 [311.104. 1. Notwithstanding any other  
29 provisions of this chapter to the contrary, any person  
30 who possesses the qualifications required by this  
31 chapter and who meets the requirements of and complies  
32 with the provisions of this chapter may apply for, and  
33 the supervisor of alcohol and tobacco control may  
34 issue, a license to sell intoxicating liquor by the  
35 drink at retail for consumption on the premises of any  
36 place of entertainment, as defined in this section,  
37 between the hours of 9:00 a.m. on Sunday and midnight  
38 on Sunday. As used in this section, the term "place of  
39 entertainment" means any establishment located in a  
40 county with a charter form of government and with more  
41 than two hundred fifty thousand but fewer than three  
42 hundred fifty thousand inhabitants which has gross  
43 annual sales in excess of one hundred fifty thousand  
44 dollars and the establishment has been in operation for  
45 at least one year.

46 2. The authority for the collection of fees by  
47 cities and counties as provided in section 311.220, and  
48 all other laws and regulations of the state relating to  
49 the sale of liquor by the drink for consumption on the  
50 premises where sold, shall apply to a place of  
51 entertainment in the same manner as they apply to

1 establishments licensed pursuant to sections 311.085,  
2 311.090, and 311.095, and in addition to all other fees  
3 required by law, a place of entertainment shall pay an  
4 additional fee of two hundred dollars a year payable at  
5 the same time and in the same manner as its other  
6 license fees.]  
7

8 [311.273. 1. Notwithstanding the provisions of  
9 section 311.270, or any other provision of law to the  
10 contrary, any person, firm, or corporation holding a  
11 license to sell malt liquor only may apply for a  
12 special license to sell malt liquor or beer containing  
13 not in excess of five percent alcohol by weight on  
14 Sunday in sports stadiums primarily used for  
15 professional sporting events, in cities not within a  
16 county.

17 2. The license shall be issued by the supervisor  
18 of liquor control upon the payment of an additional  
19 license fee of three hundred dollars per year.

20 3. The special license shall allow such person,  
21 firm, or corporation to sell malt liquor or beer  
22 containing not in excess of five percent alcohol by  
23 weight, for on-premises consumption only, for a period  
24 starting at 11:00 a.m. on Sundays, and ending at 1:30  
25 a.m. on the following Monday.

26 4. Nothing in this section shall be construed to  
27 permit the special licensee to sell such malt liquor or  
28 beer for off-premises consumption.]  
29

30 [311.481. 1. Notwithstanding any other  
31 provisions of this chapter to the contrary, any person  
32 who possesses the qualifications required by this  
33 chapter, and who now or hereafter meets the  
34 requirements of and complies with the provisions of  
35 this chapter, may apply for, and the supervisor of  
36 liquor control may issue, a license to sell  
37 intoxicating liquor, as defined in this chapter, by the  
38 drink between the hours of 11:00 a.m. on Sunday and  
39 midnight on Sunday at retail for consumption on the  
40 premises of any airline club as described in the  
41 application. As used in this section, the term  
42 "airline club" shall mean an establishment located  
43 within an international airport and owned, leased, or  
44 operated by or on behalf of an airline, as a membership  
45 club and special services facility for passengers of  
46 such airline.

47 2. The authority for the collection of fees by  
48 cities and counties as provided in section 311.220, and  
49 all other laws and regulations of the state relating to  
50 the sale of liquor by the drink for consumption on the

1 premises where sold, shall apply to each airline club  
2 in the same manner as they apply to establishments  
3 licensed pursuant to sections 311.085, 311.090 and  
4 311.095, and in addition to all other fees required by  
5 law, a person licensed pursuant to this section shall  
6 pay an additional fee of two hundred dollars a year  
7 payable at the same time and in the same manner as its  
8 other fees; except that the requirements other than  
9 fees pertaining to the sale of liquor by the drink on  
10 Sunday shall not apply.】  
11